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NO. 09-cv-1352

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GALVESTON COUNTY, TEXAS

JUN 16 2011

NANCY GOLDSTEIN, derivatively on behalf of BP p.l.c.,

Plaintiff,

IAIN C. CONN, BYRON E. GROTE, ANTHONY B. HAYWARD, ANDREW G. INGLIS, ANTONY BURGMANS, CYNTHIA B CARROLL) WILLIAM M. CASTELL, GEORGE DAVID, ERROLL B. DAVISÍR., DOUGLAS J. FLINT, DEANNE'S JULIUS, TOM MCKILLOP, IANM.G. PROSSER, PETER D. SUTHERLAND, DAVID C. ALLEN, JOHN BROWNE, JOHN H BRYAN, CHARLES F.\KNIGHT JOHN A. MANZONI, HENRY MICHAEL P. MILES, ROBIN B. NICHOLSON, MICHAEL H. WILSON, BRIAN E. FRANK, ROBERT AS MALONE, LAMAR MCKAY, and WALTER E. MASSEY.

Defendants,

- and -

BP p.l.c., BP AMERICA INC., and BP PRODUCTS NORTH AMERICA INC.,

Nominal Defendants. §

IN THE DISTRICT COURT OF

GALVESTON COUNTY, TEXAS

122nd JUDICIAL DISTRICT

ORDER ON NOMINAL DEFENDANTS' PLEA TO THE JURISDICTION

On the 16 day of June 2011, the Court, having considered BP p.l.o., BP America, Inc., and BP Products North America Inc.'s (collectively, the "Normal Defendants") Plea to the Jurisdiction, the Plaintiff's response thereto, and any arguments of the parties, has determined that the Nominal Defendant's Plea to the Jurisdiction

09 - CV - 1352 DCORDER Order 217127 should be GRANTED.

It is, therefore, ORDERED that Plaintiff's First Amended Petition is dismissed without prejudice in its entirety. The parties shall each bear their own costs.

Judge John Ellisor